IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 9547 of 2005

Between:

1 Smt. Tara Bai Dandgey, W/o. Vittal Rao Dandgey,
R/o. H.No. 20.2.614, Hussain-E-Allam,
Hyderabad.
2 Sri.Vittal Rao Dandgey, S/o. Ummaji Rao,
R/o. H.No. 20.2.614, Hussain-E-Allam,
Hyderabad.

..... PETITIONER(S)

AND

1 The Addl. Metropolitan Sessions Judge for the Trial of Jubilee Hills

Car Bomb Blast Case -cum-Addl. Family Court, Hyderbad.
2 Prakash Rao Dandgey, S/o. Vittal Rao Dandgey,
R/o. H.No. 7-8-261/1, Goutamnagar, Ferozguda,
Balangar Mandal, RR.District Secunderabad-11

.....RESPONDENT(S)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction or writ of mandamus declaring the proceedings in Crl.M.PNo. 540 of 2004 in M.C.No.177 /2002 conducting by the respondent No.1 as illegal, against the statute (Sec.21 of Legal Services Authority Act 1987) without

competent jurisdiction.

Counsel for the Petitioner:MR.SRIDHAR LENDALAY

Counsel for the Respondent No.1: MR.C.V.NAGARJUNA REDDY

Counsel for the Respondent No.2: None appeared.

The Court at the stage of admission made the following :

ORAL ORDER: (per Hon'ble Sri Justice B.Sudershan Reddy)

We do not find any reason or justification to issue any writ as prayed for and stop the hearing of the very Crl.M.P.No.540 of 2004 filed by the second respondent herein. The question whether that application is maintainable in law or not is required to be gone into by the first respondent and we have no reason to believe that the objection raised by the petitioners as to maintainability of the application is not likely to be considered by the first respondent.

For the aforesaid reasons, we are not inclined to interfere and grant any relief as prayed for at this stage. Suffice it to observe that the first respondent shall duly consider the objection raised by the petitioners herein as to the maintainability of the application filed by the second respondent and decide the same in accordance with law.

The writ petition is accordingly dismissed at the admission stage.

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B.SUDERSHAN REDDY, J

26-4-2005

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C.V.RAMULU, J

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To

1 The Addl. Metropolitan Sessions Judge for the Trial of Jubilee Hills Car Bomb Blast Case -cum-Addl. Family Court, Hyderbad.

2. 2 CCs to the Standing Counsel for the High Court of A.P., High Court Buildings, Hyderabad (OUT).

3. 2 CD copies.